

REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF IRVINGTON, NEW YORK HELD ON MONDAY JULY 18, 2005 AT 7:00 P.M. VILLAGE HALL, 85 MAIN STREET, IRVINGTON, NEW YORK.

Present: Dennis P. Flood, Mayor
Richard J. Livingston, Trustee
Jonathan A. Siegel, Trustee
David A. Klassen, Trustee
Nicola S. Coddington, Trustee
Donald P. Marra, Village Administrator
Lawrence S. Schopfer, Clerk-Treasurer
Edward J. Ritter, Deputy Clerk-Treasurer
Lino J. Sciarretta, Deputy Village Attorney
Michael P. Cerone, Police Lieutenant
Gregory R. Nilsson, Superintendent of Public Works

The Board held a work session from 7:00 p.m. until 8:00 p.m.

At 8:00 p.m., Mayor Flood called the meeting to order and led the attendance in the pledge of allegiance to the flag of the United States of America.

Mayor Flood opened the floor to public comment on matters not contained on the agenda of the regular meeting. Barbara Denyer suggested that the meeting/court room decoration include wainscoting to go along with the color the room will be painted. Sophie Muller asked a question in regard to absentee ballots, which was responded to by Lino Sciarretta, Deputy Village Attorney. There was a brief discussion of the election with comments from Erin Malloy, Paula Etzel and the Trustees. Jill Rembar asked about the status of the Bridge Street Properties project. She requested that the Trustees invite the public to any discussions in regard to the waterfront project. A discussion of the waterfront property and the Comprehensive Plan continued with comments from Erin Malloy, Brenda Livingston, Susan Morton and the Trustees. Mayor Flood asked that any comments or concerns be forwarded to Don Marra, Village Administrator.

Trustee Livingston made a motion to adopt the minutes of the regular meeting of the Board of Trustees held June 20, 2005. Trustee Coddington seconded the motion and it was unanimously approved.

Trustee Siegel made a motion to adopt the minutes of the Special meeting of the Board of Trustees held July 13, 2005. Trustee Coddington seconded the motion and it was unanimously approved.

Mayor Flood read correspondence from John Riley who commented on the Police Department's handling of traffic during the recent storm. Mayor Flood asked Don Marra, Village Administrator to call Mr. Riley and discuss his concerns. Trustee Livingston took this opportunity to acknowledge the dedication of Lieutenant Michael Cerone during the storm. Lieutenant Cerone did not leave his post at Broadway and Sunnyside Lane throughout the entire storm. A copy of the correspondence is attached hereto as a part of these minutes.

**RESOLUTION 2005-78
APPOINTMENT TO THE IRVINGTON LIBRARY BOARD**

Trustee Coddington offered the following resolution, which was seconded by Trustee Livingston and adopted:

BE IT RESOLVED, that Rosemary Orr is hereby appointed to the Irvington Public Library Board of Directors for a term of five years, such term to commence on July 1, 2005.

The vote resulted as follows:

AYES:	5	(Mayor Flood, Trustees Livingston, Siegel, Klassen, Coddington)
NAYS:	NONE	

Mayor Flood read a letter from the NYSDOT outlining their proposal for the Cyrus Field Intersection on the Saw Mill River Parkway. There was a discussion of the proposal with comments and suggestions from Susan Morton, Brenda Livingston, Barbara Denyer and the Board of trustees.

RESOLUTION 2005-79

APPOINTMENT OF A SEASONAL EMPLOYEE IN THE DEPARTMENT OF PUBLIC WORKS

Trustee Klassen offered the following resolution, which was seconded by Trustee Siegel and adopted:

RESOLVED, to appoint the following seasonal employee in the Department of Public Works subject to an appropriate background check:

<u>Name</u>	<u>Title</u>	<u>Hourly Rate</u>
William Jones	Laborer P/T	\$7.00/hr.

The vote resulted as follows:

AYES: 5	(Mayor Flood, Trustees Livingston, Siegel, Klassen, Coddington)
NAYS:	NONE

RESOLUTION 2005-80

RESOLUTION REGARDING FLOOD DAMAGE SUSTAINED ON JUNE 29, 2005

Trustee Livingston offered the following resolution, which was seconded by Trustee Siegel and adopted:

WHEREAS, on the evening of June 29, 2005, a torrential rain storm occurred in the Village of Irvington, wherein numerous portions of the Village's infrastructure were damaged as a result of intense flooding, and

WHEREAS, the total cost estimate to repair all areas of damaged public property is estimated to be \$150,000, and

WHEREAS, it was necessary to make certain emergency repairs on West Sunnyside Lane because the condition of the road directly affected the life, health, and safety of the residents of the Village of Irvington, and

WHEREAS, the total cost of such emergency repairs is estimated to be no more than \$15,000, which costs have been purposely excluded from public competitive bidding due to the emergency nature of the repairs pursuant to General Municipal Law §103(4), and

WHEREAS, the remaining repairs, with an estimated cost of no more than \$135,000, will be publicly bid in accordance with General Municipal Law §103, and

WHEREAS, the storm damage repairs contemplated in this resolution are considered Type II actions pursuant to the State Environmental Quality Review Act and therefore require no further environmental review, now therefore be it

RESOLVED, authorize the Superintendent of Public Works to execute a contract with Bucci Contracting in an amount not to exceed \$15,000 to perform necessary emergency repairs to West Sunnyside Lane, and

The vote resulted as follows:

AYES: 5	(Mayor Flood, Trustees Livingston, Siegel, Klassen, Coddington)
NAYS:	NONE

RESOLUTION 2005-81

AWARD OF A CONTRACT FOR ROAD REPAIR, ROAD RESURFACING AND CURB REPLACEMENT FROM THE RECENT STORM DAMAGE

Trustee Livingston offered the following resolution, which was seconded by Trustee Coddington and adopted:

WHEREAS, sealed bids were received and opened on July 15, 2005 at 11:00 a.m. in Village Hall as follows:

Transit Construction Corp..... \$213,400.00

Tom Bucci Excavating..... \$86,000.00

WHEREAS, the Village’s has determined that the bid from the low bidder, Tom Bucci Excavating, is in order and responsive to the specifications, now therefore be it

RESOLVED, to award a contract for road repair, road resurfacing and curb replacement, caused by storm damage in the amount of \$86,000.00 and to authorize the Superintendent of Public Works to execute said contract.

The vote resulted as follows:

AYES: 5 (Mayor Flood, Trustees Livingston, Siegel, Klassen, Coddington)
NAYS: NONE

RESOLUTION 2005-82
APPROVAL OF 2004/05 BUDGET TRANSFERS

Trustee Klassen offered the following resolution, which was seconded by Trustee Coddington and adopted:

RESOLVED, to approve the following 2004-05 budget transfers:

<u>Entry 2005-31</u>							
<u>Transfer To</u>				<u>Transfer From</u>			
<u>General Fund</u>							
To:	Justice	1110-100	4,137	From:	Municipal Executive	1230-100	3,500
	Clerk-Treasurer	1325-437	232		Law	1420-100	2,360
	Town Hall	1620-469	844		Parking	3320-100	790
	Central Garage	1640-460	5,000		Parking	3320-410	1,160
	Central Garage	1640-101	1,873		Safety Inspection	3620-100	12,660
	Insurance	1910-454	3,615		Safety Inspection	3620-101	8,600
	Miscellaneous	1960-490	4,664		CAB	4030-410	2,500
	Fire Contribution	1970-463	500		Publicity	6410-437	2,075
	Longevity	1989-133	6,466		ECB	8090-410	500
	Police	3120-456	1,260		ECB	8090-437	1,285
	Fire Department	3410-473	12,400		Refuse/Disposal	8160-100	2,300
	Snow	5142-410	2,276		Refuse/Disposal	8160-101	1,450
	Street Lighting	5182-455	2,710		Recycling	8560-437	5,600
	Parks	7140-410	5,540		Theater	8989-123	4,700
	Parks	7140-455	3,110		Theater	8989-456	1,000
	Historian	7510-469	20		Pension	9025-826	7,000
	Celebration	7550-437	3,171		Pension	9025-827	3,000
	Planning Board	8020-437	4,421		Unemployment	9050-805	3,000
	Social Security	9030-802	2,013		Trans To Cable	9512-903	34,000
	Workers Comp	9040-803	9,700		Contingency	1990-465	22,967
	Life Insurance	9045-804	1,015				
	Health Insurance	9060-807	40,210				
	Dental Insurance	9060-808	5,270				
Increase	Certiorari	1964-462	46,400	Increase	State Aid Mort Tax	1-1-3005	122,484
	Police	3120-100	55,877		Rental of Property	1-1-2410	20,340
	Police	3120-101	25,138		Special State Aid	1-1-3091	5,000
	Street Admin	5010-100	25,072		Tree Permits	1-1-2593	910
	Social Security	9030-802	5,932		Insurance Recoveries	1-1-2680	9,685

<u>Library</u>							
To:	Salaries	3-7410-100	6,100	From:	Health Insurance	3-906-807	6,100

Sewer Fund

To:	Cty Sewer Tax	9-1950-491	1,500	From:	Utilities	9-8120-455	1,500
	Health Insurance	9-9060-807	1,500		Utilities	9-8120-455	1,500

(To account for year-end adjustments)

The vote resulted as follows:

AYES: 5	(Mayor Flood, Trustees Livingston, Siegel, Klassen, Coddington)
NAYS:	NONE

RESOLUTION 2005-83
AWARD OF A CONTRACT FOR THE PURCHASE OF AUTO PARTS

Trustee Coddington offered the following resolution, which was seconded by Trustee Siegel and adopted:

WHEREAS, two (2) vendors were solicited and one (1) sealed bid was received and opened on July 12, 2005 at 11:00 a.m. in Village Hall and

WHEREAS, the preferential pricing has been reviewed by the Village, and is in order and responsive to the specifications, now therefore be it

RESOLVED, to award a contract for the purchase of auto parts to Post Automotive Corp and to authorize the Superintendent of Public Works to execute said contract.

The vote resulted as follows:

AYES: 5	(Mayor Flood, Trustees Livingston, Siegel, Klassen, Coddington)
NAYS:	NONE

RESOLUTION 2005-84
EXTENSTION OF CONTRACT #2004-10 FOR CONCRETE CURB INSTALLATION

Trustee Klassen offered the following resolution, which was seconded by Trustee Livingston and adopted:

WHEREAS, contract #2004-10 was awarded to Transit Construction Corp. on July 19, 2004 at a unit price of \$15.23/linear foot, and

WHEREAS, the Village recently received a bid in the amount of \$30/linear foot and subsequently rejected the bid due to the excessive price, and

WHEREAS, Transit Construction Corp. has agreed to an extension of Contract #2004-10 at the same unit price of \$15.23/linear foot, now therefore be it

RESOLVED, to extend contract #2004-10 with Transit Construction Corp. for concrete curb installation for a unit price of \$15.23/liner foot.

The vote resulted as follows:

AYES: 5	(Mayor Flood, Trustees Livingston, Siegel, Klassen, Coddington)
NAYS:	NONE

RESOLUTION 2005-85
APPROVAL OF DAY CAMP SALARY ADJUSTMENTS

Trustee Livingston offered the following resolution, which was seconded by Trustee Klassen and adopted:

RESOLVED, to approve the following Day Camp employee salary adjustments:

<u>Name</u>	<u>Title</u>	<u>Hourly Rate</u>
Samantha Baines	Counselor	\$ 7.80/hr.

Luz Elena Bereday	House Director	\$16.00/hr.
Lauren Carcaterra	House Director	\$16.00/hr.
Ricardo Scamarone	House Director	\$16.00/hr.
Caitlin Cretera	House Director	\$ 9.00/hr.
Thea Link	House Director	\$11.00/hr.
Eileen Murphy	House Director	\$18.00/hr.
Michael Ross	Counselor	\$ 9.00/hr.
Vilma Carabello	Counselor	\$ 9.00/hr.
Michael Fiscella	Life Guard	\$14.00/hr.

The vote resulted as follows:

AYES: 5 (Mayor Flood, Trustees Livingston, Siegel, Klassen, Coddington)
NAYS: NONE

RESOLUTION 2005-86
APPROVAL OF LIBRARY SALARY ADJUSTMENT

Trustee Siegel offered the following resolution, which was seconded by Trustee Livingston and adopted:

RESOLVED, to approve the following Library employee salary adjustments:

<u>Name</u>	<u>Title</u>	<u>Annual Salary</u>
Pamela Bernstein	Assistant Director	\$54,000

The vote resulted as follows:

AYES: 5 (Mayor Flood, Trustees Livingston, Siegel, Klassen, Coddington)
NAYS: NONE

Mayor Flood announced that the 2005 Capital Improvement Plan has been submitted to the Trustees for review. Over the next few weeks the plan would be discussed. Copies of the plan are available at the Irvington Public Library and the Clerk-Treasurer’s office.

Trustee Coddington reported on the activities of the Highway department who have been repairing damage caused by the rainstorm of June 29, 2005. They assisted the Parks Department in cleaning up a large fallen tree limb at Memorial Park at Dow’s Lane; cleaned up a huge tree that fell from Memorial park across station Road; with general maintenance at Scenic Hudson Park; as well as the 4th of July Celebration and clean-up. The Department is also in the process of preparing the Village Compost Site for the Fall Leaf Season; delivering compost to residents; repaired & replaced drainage on Fargo lane; assisted the Water Dept. with reading meters; repaired and rebuilt four (4) catch basins and cleaned fourteen (14) catch basins at various locations; continue to assist the Village Clerk/Treasurer, Building Inspector, Police Dept. and Court Clerk with Town Hall renovations by moving furniture & files, delivering material and disposing of demolition and construction debris; trimming Village trees and grass cutting. The Highway Department has also begun line painting and painting crosswalks & stop bars.

Trustee Klassen reported that the Recreation Department has experienced some vandalism in Memorial Park as well as the shed. Trustee Klassen toured the Parks with Joseph Archino after the June 29, 2005 storm to survey the damage and the clean up.

Trustee Siegel reported that the ECB met on June 30, 2005, the next scheduled meeting is July 28, 2005. The Tiffany Room Committee met on July 6, 2005 and would be having a fund raising meeting on July 20, 2005.

Trustee Livingston reported that the new Fire House doors are in. The Fire Department will be using the Morabito house for training exercises. The training will be done with stage smoke; no actual fire will be lit. Trustee Livingston thanked all the departments who helped to make the July 4th Celebration a success. He reported that the seniors had several exciting outing to various restaurants, and announced some of the upcoming trips; Mohonk Mountain; a spring cruise and a trip to Mystic CT. with Joe Archino chaperoning. The ARB met and reviewed seven (7) cases; six (6) were approved and one (1) was disapproved.
Trustee Klassen asked Trustee Livingston if there was any feedback from the seniors with closing the center one day per week? Trustee Livingston replied that they understood and there were no problems.

Village Administrator Donald Marra reported that Martin Ginsburg, on behalf of the Ginsburg Development Corporation has donated \$500 as “seed money” for the beautification of our business

district and to enable the Village of Irvington to participate in the Hudson River Towns of Westchester's Annual Flower Villages Program. Administrator Marra asked the Board to accept the gift.

RESOLUTION 2005-87

ACCEPTANCE OF A DONATION OFFERED TO THE VILLAGE OF IRVINGTON FOR FLOWER PROGRAM

Trustee Siegel offered the following resolution, which was seconded by Trustee Livingston and adopted:

WHEREAS, Martin Ginsburg has offered a donation of \$500 to the Village of Irvington, and

WHEREAS, the donation designates that the funds be used for the beautification of the business district and to participate in the Hudson River Towns of Westchester's Annual Flower Villages Program, now therefore be it

RESOLVED, to accept the donation in the amount of \$500 and the designation that the funds be used for the beautification of the business district and to participate in the Hudson River Towns of Westchester's Annual Flower Villages Program.

The vote resulted as follows:

AYES: 5 (Mayor Flood, Trustees Livingston, Siegel, Klassen, Coddington)
NAYS: NONE

Trustee Livingston made a motion for the Board to adjourn to executive session to take up a legal matter. The motion was seconded by Trustee Siegel and unanimously approved.

There being no further business, the meeting was adjourned.

Edward J. Ritter, Deputy Clerk-Treasurer